

CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Isaac Forman	Team: Squad #1	CCRB Case #: 201902031	<input type="checkbox"/> Force	<input type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input checked="" type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Wednesday, 03/06/2019 6:30 PM	Location of Incident: 81st Precinct Stationhouse	Precinct: 81	18 Mo. SOL 9/6/2020	EO SOL 4/23/2021	
Date/Time CV Reported Thu, 03/07/2019 10:03 AM	CV Reported At: CCRB	How CV Reported: Phone	Date/Time Received at CCRB Thu, 03/07/2019 10:03 AM		

Complainant/Victim	Type	Home Address

Witness(es)	Home Address

Subject Officer(s)	Shield	TaxID	Command
1. POF Nicki Canady	02568	960316	081 PCT

Witness Officer(s)	Shield No	Tax No	Cmd Name
1. POF Krista Mitchell	11228	966227	081 PCT
2. SGT Gina Morningkelleher	01882	942235	081 PCT
3. POM Iftekharul Alam	00915	965649	081 PCT

Officer(s)	Allegation	Investigator Recommendation
A.POF Nicki Canady	Abuse: Police Officer Nicki Canady refused to provide her name to § 87(2)(b)	
B.POF Nicki Canady	Abuse: Police Officer Nicki Canady refused to provide her shield number to § 87(2)(b)	

Case Summary

On March 7, 2019, § 87(2)(b) filed this complaint with the CCRB via the phone.

On March 6, 2019, at approximately 6:30pm, § 87(2)(b) arrived at the 81st Precinct to request an escort to access her apartment. § 87(2)(b) had a court order to access her apartment. § 87(2)(b) approached the desk and spoke to PO Canady. During this interaction, she asked for PO Canady's name and shield number and PO Canady walked away and provided neither (**Allegations A and B: Abuse of Authority** § 87(2)(g)).

Stationhouse footage from the 81st Precinct was obtained and depicts PO Canady's interactions with § 87(2)(b). There is no audio (Board Review 01).

Findings and Recommendations

Allegation (A) Abuse of Authority: Police Officer Nicki Canady refused to provide her name to § 87(2)(b)

Allegation (B) Abuse of Authority: Police Officer Nicki Canady refused to provide her shield number to § 87(2)(b)

§ 87(2)(b) testified that she travelled to the 81st Precinct stationhouse to get an escort so she could access her home. There was an order of protection preventing her from accessing her home by herself. § 87(2)(b) became frustrated with PO Canady, PO Krista Mitchell, and Sgt. Gina Morning-Kelleher as they were not getting her an escort. She asked, "can I have your guys names and badge numbers?" PO Canady walked away. She did not provide her name or shield number to § 87(2)(b). PO Mitchell provided her name and badge number. A few minutes later, § 87(2)(b) asked Sgt. Morning-Kelleher for her name and shield number again and Sgt. Morning-Kelleher provided the information. § 87(2)(b) also asked Sgt. Morning-Kelleher for PO Canady's name, which she provided. Sgt. Morning-Kelleher stated that she did not know PO Canady's shield number (Board Review 02).

PO Canady testified that she spoke to § 87(2)(b) for approximately two to three minutes about securing her an escort. During that time, she denied hearing § 87(2)(b) ask her for her name or shield number. She denied refusing to provide that information. She also denied hearing § 87(2)(b) ask any other officer for their names or shield numbers and denied hearing any officer refuse to provide that information (Board Review 03).

PO Mitchell testified that she retrieved PO Canady to assist her with a female, identified as § 87(2)(b). PO Mitchell denied hearing § 87(2)(b) ask PO Canady, or any other officer, for their name or badge number. She also denied hearing PO Canady refuse to provide that information (Board Review 04).

§ 87(2)(g)

Civilian and Officer CCRB Histories

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- § 87(2)(b) has been a party to two CCRB complaints and has been named as a victim in five allegations (Board Review 05):
 - § 87(2)(b)
 -
- PO Canady has been a member-of-service for three years and has been a subject in five CCRB complaints and nine allegations, none of which were substantiated. § 87(2)(g)

Mediation, Civil and Criminal Histories

- § 87(2)(b) declined to mediate this complaint.
- [§ 87(2)(b)] [§§ 86(1)(3)&(4)] [§ 87(2)(c)]
- As of June 5, 2019, the New York City Office of the Comptroller has no record of a Notice of Claim being filed in regards to this complaint (Board Review 07).

Squad No.: 1

Investigator:	_____ Signature	_____ Print Title & Name	_____ Date
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Squad Leader:	_____ Signature	_____ Print Title & Name	_____ Date
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Reviewer:	_____ Signature	_____ Print Title & Name	_____ Date
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